IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE FOURTEENTH DAY OF JULY
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

-

WRIT PETITION NO : 11940 of 2004

Between:

G.Subba Rao, s/o Bhushanam,
APSRTC, C/o Pollepalli Chinavenkaiah, Opp.Maseed, Christianpeta,
Piduguralla Post, Guntur District.

..... PETITIONER

AND

The Depot Manager, APSRTC, Macherla Depot,
Macherla Post, Guntur District.

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to grant a direction/s, order/s, writ/s more so in the nature of writ of mandamus declaring the inaction of the respondent in not fixing the wages as per the award passed by the Labour Court in I.D.NO.70/93 DATED 21-4-1997 vide G.O.Rt.No.1881 dated 30-6-1997 as illegal, arbitrary and unconstitutional and against the well settled principles of law and direct the respondent to compute the wages as per Labour Court award with all periodical increments and fix the wages accordingly.

Counsel for the Petitioner:MR.CHALLA AJAY KUMAR

Counsel for the Respondent : MR.VENKATESWARLU POSANI

The Court at the stage of admission made the following ORDER:

The present writ petition is filed questioning the inaction of the respondent in not fixing the wages as per the award passed by the Labour Court in I.D.No.70 of 1993.

In I.D.No.70 of 1993, the Labour Court set aside the order of removal of the petitioner from service directing the respondent management to reinstate the petitioner into service without any back wages but with continuity of service. If the order has not been complied with, the remedy is to approach the Industrial Tribunal. As this Court is not the Executing Authority, the writ petition is devoid of merit and liable to be dismissed.

The writ petition is dismissed at the stage of admission. In the circumstances, no costs.

14th JULY, 2004.

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To

1 The Depot Manager, APSRTC, Macherla Depot,
Macherla Post, Guntur District.

2 Two CD copies.